

Serial Number: 09/640,856

Docket Number: 10990089-1

**REMARKS**

Upon entry of this Response, claims 1-6 and 13-20 remain pending in the present application. Claim 13 has been amended herein so as to place the present application in condition for allowance. Accordingly, Applicant requests allowance of the present application.


In item 3 of the Office Action, claims 1-6 and 13-16 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-6 of US Patent 6,757,741. In response to this rejection, Applicant submits herewith a Terminal Disclaimer that renders this grounds of rejection moot. Accordingly, Applicant requests that the rejection of claims 1-6 and 13-16 under the judicially created doctrine of obviousness-type double patenting be withdrawn.

In addition, in item 5 of the Office Action, claims 13-20 have been rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter that Applicant regards as the invention. Claim 13 has been amended to address the issues noted. Accordingly, Applicant requests that the rejection of claims 13-20 be withdrawn.

**CONCLUSION**

Applicant respectfully requests that all outstanding objections and rejections be withdrawn and that this application and all presently pending claims be allowed to issue. If the Examiner has any questions or comments regarding Applicant's response, the Examiner is encouraged to telephone Applicant's undersigned counsel.

Respectfully submitted,

  
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